

HOUSE BILL No. 1516

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-1-3; IC 7.1-5-8-11.

Synopsis: Prohibition of alcohol vaporizing devices. Makes the knowing or intentional purchase, offer for sale, or possession of an alcohol vaporizing device or vaporized alcohol a Class A infraction. Makes a subsequent offense a Class A misdemeanor.

Effective: July 1, 2007.

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January 23, 2007, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1516

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-1-3-5.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 5.5. "Alcohol vaporizing device" means a device or**
4 **machine that mixes:**

5 (1) liquor; or
6 (2) another product containing alcohol;
7 **with oxygen to produce a vaporized product for the purpose of**
8 **consumption by inhalation.**

9 SECTION 2. IC 7.1-1-3-48.5 IS ADDED TO THE INDIANA
10 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2007]: **Sec. 48.5. "Vaporized alcohol" means**
12 **a vaporized product that:**

13 (1) is created in an alcohol vaporizing device;
14 (2) contains liquor or another product containing alcohol; and
15 (3) is inhaled through the mouth or nose.

16 SECTION 3. IC 7.1-5-8-11 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



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1 1, 2007]: Sec. 11. (a) A person who knowingly or intentionally:
2 (1) purchases;
3 (2) offers for sale; or
4 (3) possesses;
5 an alcohol vaporizing device or vaporized alcohol commits
6 purchase, sale, or possession of vaporized alcohol paraphernalia,
7 a Class A infraction.
8 (b) A person who:
9 (1) commits an infraction under subsection (a); and
10 (2) has a prior unrelated judgment under this section;
11 commits a Class A misdemeanor.
12 SECTION 4. [EFFECTIVE JULY 1, 2007] IC 7.1-5-8-11, as added
13 by this act, applies only to acts committed after June 30, 2007.

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